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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	STAHMANN <i>et al.</i>	Examiner:	<del>Unassigned</del> DINGA, ROLAND
Serial No.:	10/643,203	Group Art Unit:	<del>3752</del> 3766
Filed:	August 18, 2003	Docket No.:	GUID.059PA
Title:	ADAPTIVE THERAPY FOR DISORDERED BREATHING		

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the papers, as described hereinabove, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to:, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 8, 2004.

By: Kelly S. Waltigney  
Kelly/S. Waltigney

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(b))

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted either within three months of the filing date or before the first Office Action of the above-identified application. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(a)(2), and the 05 August 2003 Official Gazette Notice, only a copy of each foreign document or non-U.S. patent/application listed on the enclosed Form 1449 is provided.

Please note that any notations or markings on the attached documents do not reflect particular relevance, or lack thereof, to the present application, nor were they necessarily made by anyone affiliated with the prosecution of the present application.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Applicants bring to the Examiner's attention commonly owned, co-pending U.S. Applications serial no. 10/269,611, filed Sept. 11, 2002, serial no. 10/309,770, filed Dec. 4, 2002, serial no. 10/309,771, filed Dec. 4, 2002, serial no. 10/642,998, filed Aug. 18, 2003, serial no. 10/643,154, filed Aug. 18, 2003, serial no. 10/643,006, filed Aug. 18, 2003, and serial no. 10/643,016, filed Aug. 18, 2003, which may be of interest.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

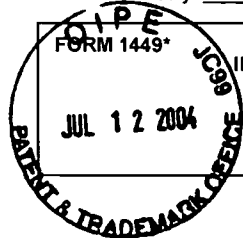
Respectfully submitted,

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Date: July 8, 2004

By: Mark A. Hollingsworth

Mark A. Hollingsworth  
Reg. No. 38,491



## INFORMATION DISCLOSURE STATEMENT

## IN AN APPLICATION

(Use several sheets if necessary)

Docket Number:  
GUID.059PAApplication Number:  
10/643,203Applicant: STAHMANN *et al.*

Filing Date: 08/18/2003

Group Art Unit: ~~3762~~ 3766

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
/R.D./	6,641,542	11/04/2003	Cho et al.			
	6,574,507	06/03/2003	Bonnet			
	6,459,929	10/01/2002	Hopper et al.			
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/R.D./	5,211,173	05/18/1993	Kallok et al.			

EXAMINER

/Roland Dinga/

DATE CONSIDERED

09/04/2008

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.

<b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b>  <b>IN AN APPLICATION</b> (Use several sheets if necessary)	Docket Number: GUID.059PA	Application Number: 10/643,203
	Applicant: STAHMANN et al.	
	Filing Date: 08/18/2003	Group Art Unit: <del>3766</del> 3766

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
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	1998	Javaheri, S., Parker, T.J., Liming, J.D., Corbett, W.S., Nishiyama, H., Wexler, L., and Roselle, G.A., "Sleep Apnea in 81 Ambulatory Male Patients with Stable Heart Failure: Types and Their Prevalences, Consequences, and Presentations." <i>Circulation</i> 97, no. 21 (1998), 2154-59.				
	1996	Bradley, R.D. and Floras, J.S., "Pathophysiologic and Therapeutic Implications of Sleep Apnea in Congestive Heart Failure." <i>J Cardiac Failure</i> 2, no. 3 (1996), 223-40.				
	2001	Balaban, K., Cho, Y., Mongeon, L., Liu, L., Foldvary, N., Burgess, R. and Scharf, C., "Feasibility of Screening for Sleep Apnea Using Pacemaker Impedance Sensor." NASPE 2001.				
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EXAMINER	/Roland Dinga/	DATE CONSIDERED	09/04/2008
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	Applicant: STAHMANN <i>et al.</i>	
	Filing Date: 08/18/2003	Group Art Unit: <del>9792</del> <b>3766</b>

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